

FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV 10-94)

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

001058-00025

U.S. APPLICATION NO.

10/517051

INTERNATIONAL APPLICATION NO.

PCT/GB03/02418

INTERNATIONAL FILING DATE

June 3, 2003

PRIORITY DATE CLAIMED

June 5, 2002

TITLE OF INVENTION: NOVELTY ITEM

APPLICANT(S) FOR DO/EO/US: John Francis DUFORT

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto
  - b. ☐ Has been previously submitted under 35 U.S.C. 154(d)(4)
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An unexecuted oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A power of attorney.
17. ☐ A computer readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4)
20. ☐ Other items or information:

U.S. APPLICATION NO. Not yet assigned <b>107517051</b>	INTERNATIONAL APPLICATION NO. PCT/GB03/02418	ATTORNEY'S DOCKET NO. 001058-00025
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21. <input type="checkbox"/> The following fees are submitted:					CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):						
<input type="checkbox"/>	Search Report has been prepared by the EPO or JPO (37 CFR 1.492(a)(5))			\$950.00		
<input checked="" type="checkbox"/>	International preliminary examination fee paid to USPTO (37 CFR 1.492(a)(1))			\$750.00		
<input type="checkbox"/>	No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))			\$790.00		
<input type="checkbox"/>	Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO			\$1,100.00		
<input type="checkbox"/>	International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)			\$100.00		
ENTER APPROPRIATE BASIC FEE AMOUNT					\$375.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					\$65.00	
CLAIMS	NUMBER FILED		NUMBER EXTRA	RATE		
Total Claims	28	- 20	8	\$9.00	\$72.00	
Independent Claims	1	- 3	0	\$88.00	\$0.00	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable)				\$300.00	\$0.00	
TOTAL OF ABOVE CALCULATIONS =					\$512.00	
<input checked="" type="checkbox"/> Reduction by 1/2 for filing by small entity, if applicable.						
SUBTOTAL =						
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					\$0.00	
TOTAL NATIONAL FEE =					\$512.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28,3.31). \$40.00 per property						
TOTAL FEES ENCLOSED =				\$512.00		
Amount to be refunded:						
charged:						
a. <input checked="" type="checkbox"/> A check in the amount of \$447.00 to cover the filing fee and additional claim fee is enclosed.						
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 23-2185 in the amount of \$ 65.00 to cover the above fee for the surcharge of the Declaration. A duplicate copy of this sheet is enclosed.						
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-2185. A duplicate copy of this sheet is enclosed.						
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.						
SEND ALL CORRESPONDENCE TO: CUSTOMER NO.: 002779 BLANK ROME LLP 600 New Hampshire Avenue, N.W. Washington, D.C. 20037 Tel: (202) 772-5800				Tara L. Hoffman		
				Signature		
				NAME	Tara L. Hoffman	
				Registration No.	46,510	
				Date	December 3, 2004	

The PTO did not receive the following listed item(s) \$447.00 JH